

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: PINARBASI

Application No.: 10/693,276

Group No.: 1753

Filed: Oct. 23, 2003

Examiner: MCDONALD, Rodney Glenn

For: METHOD TO ACHIEVE LOW AND STABLE FERROMAGNETIC COUPLING FIELD

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION OF PRIOR INVENTION IN THE UNITED STATES OR IN A NAFTA OR WTO MEMBER COUNTRY TO OVERCOME CITED PATENT OR PUBLICATION (37 C.F.R. § 1.131)

PURPOSE OF DECLARATION

- 1. This declaration is to establish completion of the invention of this application in the United States at a date prior to March 1, 2000, that is the effective date of the prior art publication that was cited by the Examiner.
2. The persons making this declaration is the inventor.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\*

(When using Express Mail, the Express Mail label number is mandatory; Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

... deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

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37 C.F.R. § 1.10\*

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electronically transmitted to the Patent and Trademark Office,

April Skovmand
Signature

Date: 5/11/2006

April Skovmand
(type or print name of person certifying)

\* Only the date of filing ( ' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" ( ' 1.10) or facsimile transmission ( ' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

## FACTS AND DOCUMENTARY EVIDENCE

3. As evidence of the date of conception of the invention of this application, the following attached documents and/or models are submitted as evidence:

STATEMENT: I hereby state that conception of the invention in the above-identified patent application was made prior to March 1, 2000, as supported by Exhibit A. Exhibit A, dated October 4, 1998, is an electronic mail disclosure submitted by me, the inventor. I state that the concepts and features described in Exhibit A were conceived by me before October 4, 1998.

EXHIBIT A: copy of an invention disclosure sent by electronic mail on October 4, 1998.

Exhibit A demonstrates that the subject matter of claims 1-5, 7-10 and 12 were in the inventor's possession at least as early as October 4, 1998. As noted in Exhibit A, the concept of the invention was reduced to practice, as evidenced by the discussion of experimental results in Exhibit A.

Regarding claims 1-5, 7, 9-10 and 12, all claim elements are explicitly disclosed in Exhibit A.

The limitations of claim 8 are inherently present in paragraph 1 of Exhibit A. Particularly, the disclosure indicates that a "burst" of oxygen may be used. A "burst" may inherently include starting and stopping a flow of oxygen.

From these Exhibits and statement, it can be seen that the invention claimed in the noted claims was made prior to March 1, 2000.

## DILIGENCE

4. It is hereby declared that Applicant acted diligently up to reduction of practice or the filing date of the present patent application.

## TIME OF PRESENTATION OF THE DECLARATION

5. This declaration is submitted prior to final rejection, or with a first or supplementary first reply after a final rejection for the purpose of overcoming a new ground of rejection or requirement made by the examiner, in which case the declaration is considered timely and should be considered. See MPEP 715.09(c).

## DECLARATION

6. As a person signing below:

I hereby declare that the documents attached hereto disclose the subject matter of currently pending claims 1-5, 7-10 and 12 of the subject patent application. I also declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

## SIGNATURE(S)

Declaration of Prior Invention in the United States or in a NAFTA or WTO Member Country to Overcome Cited Patent or Publication...  
37 C.F.R. section 1.131--page 2 of 3

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